IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.6532 of 2008
JAY MOCHI
Versus
THE STATE OF BIHAR
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02. 07.05.2008 Heard learned counsel for the petitioner and learned counsel for the State.

Petitioner is an accused for offences punishable under sections 147, 148, 149, 324, 307 and 302 of the Indian Penal Code.

Learned counsel for the petitioner submits that although there are eight accused persons named in the F.I.R. but specific allegation of assaulting the deceased is upon co-accused Surendra Mochi whereas no specific overt act has been alleged against this petitioner. It is submitted that the cause of occurrence was claimed to be previous dispute. Learned counsel for the petitioner also avers that similarly situated another co-accused, namely, Munna Mochi has been enlarged on bail on the orders of this court dated 20.12.2007 passed in Cr. Misc. Case No. 46972 of 2007. Learned counsel for the petitioner further contends that the petitioner has got no criminal antecedent but in spite of that he is in custody since 18.06.2007.

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In the aforesaid facts and circumstances, this petition is allowed. Let petitioner, namely, Jay Mochi be released on bail on furnishing bail bond of Rs.10,000/-(Ten thousand)with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Danapur in connection with Bikram(Dulhin Bazar)P.S. Case No. 165 of 2006.

harish **(S.N. Hussain, J.)**